

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2008-148-C - ORDER NO. 2008-414
JUNE 13, 2008

IN RE: Complaint of Café Enterprises d/b/a Fatz Café) ORDER GRANTING
v. Deltacom, Inc./Business Telecom, Inc.) BUSINESS TELECOM,
) INC.'S MOTION FOR AN
) EXTENSION OF TIME
) TO FILE RESPONSE

This matter comes before the Public Service Commission of South Carolina ("Commission") on Business Telecom, Inc.'s ("BTI") Motion for an Extension of Time to Respond to Complaint of Café Enterprises d/b/a Fatz Café ("Café Enterprises"). The present docket was established upon the filing of a complaint on April 15, 2008, by Café Enterprises against Deltacom, Inc. ("Deltacom").¹

The Commission's Docketing Department issued and served a Notice on April 18, informing Deltacom/BTI of the complaint of Café Enterprises and the time in which to file an answer to the complaint pursuant to 26 S.C. Code Ann. Regs. 103-826 and 103-830. BTI requests a 30-day extension to answer the complaint.

BTI states in its Motion that Deltacom/BTI received the notification of complaint on April 21, 2008; thereby DeltaCom/BTI's response to Café Enterprises' complaint would be due May 21, 2008. BTI requests that the Commission allow BTI an additional

¹ According to BTI, Deltacom, Inc. is the party captioned in the complaint; however, BTI is Café Enterprises' actual service provider. BTI further advises that Deltacom, Inc. is an affiliate of BTI and does provide billing services on behalf of BTI, as is indicated on the customer's invoices and is implied in the complaint. BTI states that it waives any potential infirmity related to the service to and mis-captioning of Deltacom, Inc.

thirty (30) days to respond to Café Enterprises. BTI requests the additional time to explore the possibility of settlement of the complaint, and should an answer prove necessary, the additional time is needed to review its records and prepare an answer. BTI advises that Café Enterprises' representative and the South Carolina Office of Regulatory Staff do not object to BTI's request for an extension.

We have examined the motion of BTI and have concluded that the request to extend the date for filing a response in this proceeding would not prejudice any party and should be granted.

IT IS THEREFORE ORDERED:

1 The Motion of Business Telecom, Inc. for an extension of thirty (30) days to respond to the complaint of Café Enterprises d/b/a Fatz Café is hereby granted. Accordingly, Business Telecom, Inc.'s response is due June 23, 2008.

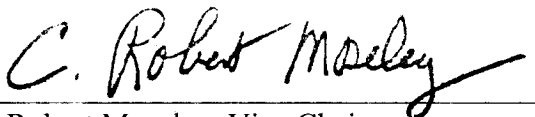
2 This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



G. O'Neal Hamilton, Chairman

ATTEST:



C. Robert Moseley, Vice Chairman

(SEAL)